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BANKRUPTCY CLERK
PATRICIA GRAY
CLERK

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re)
USA COMMERCIAL MORTGAGE)
COMPANY)
Debtor) BK-S 06-10725-LBR
THE HIGHLAND FUND) ADV
Appellant) BAP No.
vs)
USA CAPITAL DIVERSIFIED TRUST)
DEED FUND, LLC)
* SEE BELOW Appellee) Appeal Ref 06-22

NOTICE OF REFERRAL OF APPEAL TO
BANKRUPTCY APPELLATE PANEL

TO ALL PARTIES IN APPEAL:

YOU AND EACH OF YOU are hereby notified that a Notice of Appeal has been filed
by THE HIGHLAND FUND with the Clerk of the Bankruptcy Court. By
virtue of orders of the Judicial Council of the Ninth Circuit and the District Court for this
district, the above appeal has been referred to the U.S. Bankruptcy Appellate Panels of
the Ninth Circuit (BAP).

Any party desiring to object to such referral must do so in conformity with the
foregoing orders and their provisions for reference to BAP, a copy thereof being hereto
attached.

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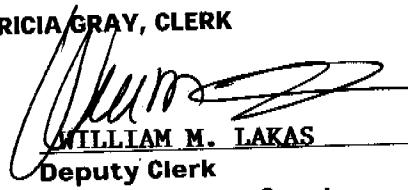
* APPELLEE: THE OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA
CAPITAL DIVERSIFIED TRUST DEED FUND LLC

1 For further information, you may contact the Clerk of the Bankruptcy Appellate
2 Panel at 125 S. Grand Avenue, Pasadena, CA 91106, Telephone (626) 229-7225.

3 DATED: 11/6/06

4 PATRICIA GRAY, CLERK

5 By

6 
WILLIAM M. LAKAS

7 Deputy Clerk
U.S. Bankruptcy Court
300 Las Vegas Blvd., So.
Las Vegas, NV 89101

8 PARTIES:

9 BANKRUPTCY APPELLATE PANEL
10 125 South Grand Ave.
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14 300 LAS VEGAS BLVD S #4300
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